

FILED

FEB 28 2007

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BY

DEPUTY CLERK

LODGED

FEB 23 2007

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

DEPUTY CLERK

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United States of America

SEALED

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ex)
rel. [UNDER SEAL],)
)
Plaintiffs,)
)
)
v.)
)
[UNDER SEAL],)
)
Defendants.)

Case No. 1:99-CV-05129 AWI SMS
[PROPOSED] ORDER OF DISMISSAL
[UNDER SEAL]

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Attorneys for the
United States of America

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ex
rel. ROBERT BURY,

Plaintiffs,

v.

COMMUNITY HOSPITALS OF CENTRAL
CALIFORNIA, a non-profit
corporation, FRESNO COMMUNITY
HOSPITAL, a non-profit
corporation, COUNTY OF FRESNO,
a California subdivision,

Defendants.

Case No. 1:99-CV-05129 AWI SMS

~~[PROPOSED]~~ ORDER OF DISMISSAL

[UNDER SEAL]

Upon consideration of the parties' responses to the Court's
January 25, 2007 Order,

IT IS HEREBY ORDERED that the complaint in this action is

1 dismissed. The dismissal is [~~with~~ without] prejudice as to
2 relator Robert Bury, and is without prejudice as to the United
3 States of America.

4 IT IS FURTHER ORDERED that the Amended Complaint and this
5 Order be unsealed;

6 IT IS FURTHER ORDERED that the seal shall be lifted on any
7 matters occurring in this action after the date of this Order;

8 IT IS FURTHER ORDERED that all other contents of the Court's
9 file in this action shall remain under seal and not be made
10 public.

11 IT IS SO ORDERED.

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14 DATED: 2-23-07

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16 
17 _____
HONORABLE ANTHONY W. ISHII
UNITED STATES DISTRICT JUDGE
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CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Eastern District of California and is a person of such age and discretion to be competent to serve papers.

That on February 23, 2007, she served a copy of:

[PROPOSED] ORDER OF DISMISSAL

by placing said copy in a postpaid envelope addressed to the person(s) hereinafter named, at the place(s) and address(es) stated below, which is/are the last known address(es), and by depositing said envelope and its contents in the United States Mail at Fresno, California.

Addressee(s):

Michal Tingle
Comm. Lit. Branch/Civil Div.
P.O. Box 261
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Washington, DC 20044


M. EVA CARRIZALES